

CITY OF BARRE.

Revised Ordinances of the City of Barre.

CHAPTER XV.

Inspector of Buildings and His Duties.

Be it ordained by the City Council of the City of Barre as follows:

Section 1. The city council shall annually in the month of March appoint a competent and suitable architect, builder or mechanic to be inspector of buildings.

Sec. 2. The inspector of buildings shall examine all buildings in the nature of erection, alteration or repair, often as practicable, and for this purpose shall have a right of entrance thereto and shall make a record of all violations of the building ordinances together with the location of the building where such violations are found, the name of the owner, lessee or occupant, architect, and master mechanic, and all other matters relative thereto, and report the same at the next meeting of the city council or board of aldermen.

Sec. 3. Every person, firm or corporation desiring to erect or construct within the city of Barre any building, or to repair any building now standing, or hereafter erected or made, or to alter or change the location of any building or its foundation already erected, or hereafter erected, except necessary repairs not affecting the foundation, external partition or party walls, roofs, chimneys or stairways, shall, before commencing the same obtain a permit therefor from the city council or board of aldermen.

Every person, firm or corporation desiring a permit as aforesaid shall file an application with the inspector of buildings on the forms furnished by said inspector, giving the description of the building, additions, alterations or repairs desired to be erected or made and giving the dimensions of the same and the distance of the same to the nearest building in all directions and specifying the material to be used therefor and shall submit plans and detail drawings and specifications of such work or building for examination and approval when called for by said inspector.

Upon receiving such application the inspector of buildings shall indorse on such application the date on which it was received by him and shall then forthwith examine the work as proposed to be done and shall also examine the plans, drawings and specifications submitted to him, if any are called for by him, and make a report in writing recommending the granting of the permit or otherwise, which report shall be presented with such application and plans, drawings and specifications, if there are any, to the board of aldermen or city council who shall have power to grant or deny the permit, and no permit issued shall be in force for a longer time than two years from the date of the same.

Sec. 4. The inspector of buildings shall examine all buildings reported unsafe from any cause and make a record of such examination including the nature and cause of such condition, with the location of the building, name of owner, lessee, and occupant, and for what purpose occupied; and if any building shall, after examination of the inspector of buildings, be deemed by him weak, unsafe, or dangerous, from poor construction, faulty, weak and unfit material he shall forthwith report the same to the board of aldermen or city council who may order the owner to take down and remove the same or to make such changes in alterations or additions to said building as the city council or board of aldermen shall consider necessary for safety. Such order shall be in writing and shall state the time within which such removal, or such changes, alterations, or additions shall be made. If said order is not complied with the board of aldermen or city council may authorize the inspector of buildings to make such changes, alterations or additions in any such buildings as they may deem necessary for safety, at the expense of the delinquent.

Sec. 5. If any person, firm or corporation interested, feel aggrieved by such an order or decision of the city council or board of aldermen, as provided in section 3 and section 4 of this chapter, said person, firm or corporation, upon filing with the city clerk, of the city of Barre, a notice that application will be made to the city court as hereinafter provided (said notice to contain an agreement signed by said person, firm or corporation that they will pay one-half the costs of arbitration, if said board shall so decide, and abide by the decision of said board of aldermen), may apply to the city court for the appointment of a board of arbitrators, which board shall consist of three disinterested residents of the city of Barre. Said court shall forthwith appoint said board of arbitrators who shall, within forty-eight hours, serve notice on all parties interested, and thereupon make their report forthwith, affirming or modifying the decision of the city council or board of aldermen, and file the same with the city clerk of the city of Barre and said report shall be final.

Sec. 6. Every person, firm or corporation who shall violate any of the provisions of this chapter or refuse to abide by the order of the city council or board of aldermen as specified in this chapter shall be punished by a fine of not less than five dollars nor more than fifty dollars.

CHAPTER XVI.

Of the Construction, Reproduction and Use of Buildings.

Be it ordained by the City Council of the City of Barre as follows:

Section 1. The fire limits referred to in this chapter shall include all that portion of the city of Barre within the following boundaries: Commencing on the easterly side of North Main Street where the same intersects the westerly line of the northerly end of Seminary Street, thence northerly along the easterly line of Seminary Street to Bailey Street, thence easterly to the southerly side of Berlin Street, thence westerly along the southerly line of Berlin Street to the easterly line of the right of way of the Williamstown Railroad, thence southerly along the easterly line of said railroad's right of way to the northerly side of Prospect Street, thence easterly along the northerly side of Prospect Street to the easterly bank of said Jail Branch, thence southerly and easterly along the easterly bank of said Jail Branch to where it crosses South Main Street, thence southerly along the easterly side of South Main Street in a northerly direction to Hill Street; thence on the easterly side of Hill Street to the tracks of the Barre Railroad Company; thence on the easterly side of the right of way of the Barre Railroad Company in a northerly direction to the land of John Tierney; thence on the line dividing the land owned by John Tierney, H. A. Phelps and Ira J. Stenn from land of John Tierney, L. J. Bolster and Nelson Hamel; thence in the shortest line to the southerly side of North Main Street; thence southerly along the southerly side of North Main Street to Spaulding Street; thence easterly and northerly along the northerly westerly line of Spaulding Street to Washington Street; thence northerly to the northerly side of Mount Street; thence along the north-westerly side of Mount Street to Academy Street; thence along the south-westerly side of Academy Street in a north-westerly direction to the northerly side of Park Street; thence on the northerly side of Park Street to Averill Street; thence on the westerly side of Averill Street to Jefferson Street; thence northerly along the easterly side of Jefferson Street to Elm Street; thence on the easterly side of Elm Street to Summer Street; thence on the easterly side of Summer Street to Seminary Street; thence along the westerly line of Seminary Street to North Main Street and the point of beginning.

Sec. 2. The external walls of all buildings erected within the district described in section 1 of this chapter shall be built of brick, stone, iron or other hard and non-combustible material, and no wood or other material shall be used in the construction of such walls. All such walls when constructed of brick, stone or other similar substance, shall be properly bonded and solidly built with mortar or cement and shall be built upon a foundation of stone not less than eight inches wider at the top than the brick or stone wall built upon it, and having a proper increase of width to its bottom. All walls of buildings built of the above materials, one or two stories in height, shall be not less than twelve inches thick, and if three stories in height, shall be not less than sixteen inches thick, and for the second story twelve inches thick and for the third story eight inches thick; provided, if any building is to be used for manufacturing or store-house purposes, said third story wall shall be twelve inches thick. If the walls are more than three stories in height, they shall be of such greater thickness as the city council or board of aldermen may order.

Sec. 3. The roofs of all buildings hereafter erected within said prescribed district, shall be properly and securely covered with slate, tin, iron or other non-combustible material, unless the city council or board of aldermen shall otherwise permit.

All foundation walls within said prescribed district shall be laid a sufficient distance below cellar bottom and of sufficient width to secure a solid foundation and to the approval of the city council or board of aldermen.

Sec. 4. No permit shall be given to erect a wooden building intended for a private dwelling house or private stable, within said prescribed district nearer than five feet of any other building, nor within five feet of the adjoining land, nor of a height greater than two stories, without the approval of the city council by a two-thirds vote.

Sec. 5. All chimneys hereafter erected in any building within the city shall be built of brick, or other fire-proof non-combustible material and all chimneys shall be topped out at least four feet above the highest point of contact with the roof.

Sec. 6. No building erected or hereafter to be erected within the city of Barre shall have any bay window or other projection built upon or added to it, that will encroach upon the limits of the street, lane or alley upon which said building abuts without first obtaining a permit from the city council or board of aldermen, and no permit shall be granted until after such notice to owners of adjoining property, the city council or board of aldermen shall order, and after a hearing pursuant to such notice.

Sec. 7. Every building erected or that may hereafter be erected within the city of Barre, in which operatives are to be employed above the second story, and every building of more than two stories and occupied above the second story as a tenement, boarding-house, lodging-house or used for school purposes or public hall, shall be provided with such stairways and fire escapes as may be ordered and approved by the board of aldermen or the city council.

Sec. 8. Every week that such building, addition, enlargement or encroachment, as are referred to in this chapter, shall remain or be maintained, contrary to the provisions of this chapter shall be a separate offense and the person convicted thereof shall be punished accordingly.

Sec. 9. Every person, firm or corporation, who shall violate any of the provisions of this chapter shall be fined not less than five dollars nor more than fifty dollars.

CHAPTER XVII.

Of the Removal of Buildings.

Be it ordained by the City Council of the City of Barre as follows:

Section 1. Whenever any person shall intend to move or remove any building or other structure within the city from one lot to another or

from place to place on the same lot or along, across or through any of the streets or public highways within the city of Barre, he shall present his petition in writing to the city council or board of aldermen for permission to make such removal, which petition shall describe the building, its dimensions, location, the place to which it is designed to be removed, and the streets along, across or through which the same is to be moved, and no building shall be removed along, across or through any of the streets or highways of the city or from place to place, as above specified, without the written permit of the city council or board of aldermen.

Sec. 2. The owner of every building or other structure removed as aforesaid shall pay to the city all damages, costs and expenses occasioned to the city by such removal, to be ascertained by the city council or board of aldermen, and before removing such building the owner, if required, shall give a bond to the city in such sum as the city council or board of aldermen shall prescribe, satisfactory to said council or board of aldermen, for the payment of all such damages, costs and expenses occasioned by said removal.

Sec. 3. In case it shall be necessary in the moving of any building to cut down or remove any trees, or to remove any obstruction on the line of the street or highway along, across or through which said building is to be moved, that fact shall be set forth in the petition, and no tree shall be cut down, nor its branches cut off, and no post, wire, or other obstruction shall be so moved, unless special permit shall have been given therefor as aforesaid.

Sec. 4. Every person who shall remove, or be employed in removing any building along, across or through the streets or highways aforesaid, and every person who shall cut down any tree, or cut off any branch or branches of any tree, not his own, or who shall cut or remove any post or wire, without such permit from the city council or board of aldermen, or in a manner not in compliance with the terms and conditions of such permit, shall be fined not more than fifty dollars.

Sec. 5. Every person engaged in moving a building as aforesaid, shall cause to be posted and maintained in proper places in either direction from said building, suitable notices by day and suitable lights by night, to give warning that the street is impassable or obstructed by reason of the moving of said building. Every person neglecting or refusing to so place and maintain such notices and lights, and every person illegally removing or interfering with such notices and lights, shall be fined not more than twenty dollars for each offense.

Sec. 6. The city clerk shall, upon the granting or refusal by the city council or board of aldermen of a permit applied for under this chapter, immediately notify the chief of police and the street superintendent thereof in writing.

CHAPTER XVIII.

Of Steam Boilers, Gasoline or Naptha Engine, Gasoline or Naptha Tank.

Be it ordained by the City Council of the City of Barre as follows:

Section 1. No boiler used or to be used to generate steam, or gasoline or naptha engine, gasoline tank or naptha tank used for power, shall hereafter be located or set in the city of Barre, except by permission of the city council or board of aldermen of said city, and no such boiler, gasoline or naptha tank, gasoline or naptha engine already or hereafter set or located, shall be continued in operation in this city unless the same shall be done in conformity with such regulations, rules, regulations and conditions as said city council or board of aldermen may from time to time prescribe therefor.

Sec. 2. Every application for permission to hereafter locate or use a steam boiler for the generation of steam for power, or gasoline or naptha engine, gasoline or naptha tank, shall be publicly advertised three times in some newspaper or newspapers, if required by the city council or board of aldermen, published within the city as the city council or board of aldermen may from time to time prescribe, and the filing of every such application the city clerk shall collect from the applicant the cost of such advertisements, and shall thereupon cause the same to be published, with an accompanying notice of the time when such application will be considered by the city council or board of aldermen, and that all persons objecting thereto may then appear and be heard thereon. All said advertisements shall be paid by the city clerk with the money so collected therefor.

Sec. 3. No person shall keep, use or fill, a can with gasoline unless the outer surface of the can is painted red, and has the word "gasoline" plainly marked in black letters on the same.

Sec. 4. Every person who shall locate, or set, or cause to be located, or use, or shall assist in locating or setting in the city of Barre any boiler used, or to be used, to generate steam for power, or any gasoline or naptha engine, or gasoline or naptha tank, without a permit therefor, duly granted by the city council or board of aldermen of said city, and every person who shall continue in operation, or cause to be operated, or assist in the operation, of any such boiler, gasoline or naptha engine, gasoline or naptha tank, contrary to the restrictions, rules, regulations, and conditions which said city council or board of aldermen shall make relative thereto, shall be fined not less than five dollars nor more than fifty dollars for each offense. And for every day's violation of any of the provisions of this chapter after the service of the notice, order, or warrant issued by the city council or board of aldermen, a separate offense, and shall subject the offender to an additional penalty.

CHAPTER XIX.

Fire Department.

Be it ordained by the City Council of the City of Barre as follows:

Section 1. A paid fire department for the city of Barre is hereby established which shall consist of the following officers and members, to wit: one chief engineer and three assistant engineers, one superintendent of fire alarm telegraph and as many engine men, hose men, hook and ladder men and other members, to be divided into companies, as the fire apparatus of the city shall from time to time require; provided, that the entire organization of the fire department shall be under the supervision and control of the city council or board of aldermen of said city, and every person who shall continue in operation, or cause to be operated, or assist in the operation, of any such boiler, gasoline or naptha engine, gasoline or naptha tank, contrary to the restrictions, rules, regulations, and conditions which said city council or board of aldermen shall make relative thereto, shall be fined not less than five dollars nor more than fifty dollars for each offense. And for every day's violation of any of the provisions of this chapter after the service of the notice, order, or warrant issued by the city council or board of aldermen, a separate offense, and shall subject the offender to an additional penalty.

Said department shall at all times be under the general supervision and direction of the standing committee on fire department appointed by the city council, subject to the ordinances and orders of the city council. Said committee may make and establish all proper and necessary rules, regulations and orders for the management and guidance of the department and for the control and regulation of the fire department, and shall, subject to the approval of the city council, and shall procure such apparatus, equipments, materials and supplies needed for the extension, furnishing, maintenance or repair of the fire protection of the city as shall be ordered by the city council.

Sec. 2. Upon the enactment of this chapter, there shall be appointed by the city council on nominations of the mayor to the board of aldermen, in the manner provided in the charter of the city of Barre, a chief engineer of the fire department and three assistant engineers, who shall be annually appointed during the month of March and shall hold their office one year from the first day of April, or until their successors shall be appointed and qualified, unless sooner removed for cause by the city council. The seniority and rank of the engineers shall be determined in their appointment.

Sec. 3. All applications for membership in the department shall be made upon blank forms furnished by the committee on fire department, and all answers to questions and signatures of the applicant shall be in the applicant's own hand-writing. The said committee shall report to the mayor all such applications with such recommendations as they may decide are material. The mayor shall thereupon nominate to the board of aldermen such applicants, so reported, as he may think best qualified to fill the positions.

If any applicant so nominated be rejected by the board of aldermen, additional nominations to fill existing vacancies shall be made as is provided by the city charter in the case of appointive officers, and so on until all positions are filled. When any such nominations shall have been confirmed by the board of aldermen, as aforesaid, the person so confirmed shall be notified by the city clerk of his appointment and upon qualifying for the position shall receive his commission signed by the mayor and city clerk, and shall hold his office until removed or suspended, or until the office or position is otherwise vacated; and no person shall be appointed an officer or member of the department except as aforesaid. Any officer or other member of the department may be removed, expelled or suspended by the city council at any time for violation of any law, ordinance, regulation, order, incompetency or disability relating to the department, and vacancies may, at any time, be filled in the same manner as the original appointment.

Sec. 4. Every person to be eligible to membership in the fire department must not be less than twenty-one years nor more than forty-five years of age, a citizen of the United States, must be able to read, write and speak the English language, must be temperate, courteous and industrious, sound in body, health and mind, and of good personal appearance, and shall not belong to any other fire or hose company.

Sec. 5. Every person who shall be appointed a member of the fire department shall take and subscribe to the following:

OATH OF OFFICE.

"I do solemnly swear that I will support the constitution and laws of the State of Vermont, and the ordinances of the City of Barre, and obey all rules, regulations and orders of the fire department of the City of Barre; and I will faithfully discharge the duties of the office of _____ according to the best of my ability."

Sec. 6. The committee on fire department may substitute or employ temporarily any man who may be needed because of emergency, or to fill any vacancy occurring in the department by reason of the absence, incompetency, disability, suspension, discharge, resignation, or death of any member; such substitution and employment shall not extend beyond the next regular meeting of the city council or board of aldermen, and at the next meeting of the city council or board of aldermen the report in writing such emergency or vacancy, the cause, the circumstances and their doings to the city council or board of aldermen.

Sec. 7. It shall be the duty of every member of the department to promptly comply with the rules and regulations adopted for the government of the department.

Sec. 8. There shall be paid to officers and members of the fire department such compensation or annual salaries as shall be fixed by the city council.

Sec. 9. The chief engineer, assistant engineers and superintendent of fire alarm shall be eligible to appointment as permanent members.

Sec. 10. The salaries or compensation shall be considered full compensation for all services rendered to the city by the respective officers and men in their official capacity or positions, and no officer or person wearing apparel showing their rubber coats, rubber boots, fire hose and badges, nor any other material or thing shall be furnished at the expense of the city, nor shall any taxes be abated to or in favor of any person for services as a member or officer of said department.

Sec. 11. No person not a member of said fire department being present at a fire shall assume, without authority to exercise control over any members of the departments in respect to their duty, or shall wilfully or unnecessarily make outcries or other loud noises, or be guilty of disorderly conduct, or shall promote or shall encourage disorderly conduct in others then present; and it shall be the duty of firemen to report to the mayor or the committee on fire department the name of any person so offending, and of every person not a member of said fire department, who shall contrary to law refuse or neglect to obey any lawful orders of any officer at any fire in the city.

Sec. 12. No engine or any part of the apparatus belonging to said department shall be taken from the city, at any time except for the purpose of having the same repaired; provided, however, that in case of a fire in a neighboring town or city, the mayor, or in his absence from the city a majority of the committee on fire department or in the absence of a majority of the committee on fire department a majority of the engineers of the fire department, may order not more than one-half of the fire apparatus of the city (excepting the chemical wagon and its equipment) shall not be included in any part of the apparatus to be taken from the city, the same to be accompanied by not more than one-half of the members of the said department, for the purpose of assisting in extinguishing such fire.

Sec. 13. The chief engineer, under the direction of the committee on fire department, may purchase such materials and supplies for the use of the department as may be designated by said fire committee; said chief engineer, subject to the ordinances and regulations, shall have sole and absolute control and command over all other members of the department, and shall take prompt measures to arrange and operate the fire apparatus in the most advantageous manner to extinguish all fires, with the least possible damage to life and property, and prevent unnecessary damage by water; to avoid unnecessary waste and damage during removal and detect and prevent theft during and after the fire; and he shall issue such orders as may be necessary. In case of the absence of the chief engineer at a fire the member of the paid department designated by the chief to take his place shall have and exercise all the power and authority of the chief engineer until relieved by a superior officer. All firemen and citizens are hereby enjoined and required to obey the orders and directions of the officer in command at any fire, and to render their services, if ordered to do so by him.

Sec. 14. During the continuance of any fire, the chief engineer or those acting in that capacity shall have absolute control of the streets adjacent thereto, he may blockade any such streets and forbid passage thereon; he may order those present to stand back to any required and reasonable distance; he may command the assistance of any police officer or other person at the fire, in extinguishing the same or preventing its spread, or in saving and securing property.

He shall have the power with necessary assistance to enter any building or premises for the purpose of the extinguishing or checking the progress of fire, and securing and protecting property, and he may with the advice of the mayor or the members of the board of aldermen direct the destruction of any building to stay the progress of the fire; he shall have the power to cut or cause to be cut any electric, telephone, telegraph, or other wire or shut the gas off from any main when it is necessary in order to control the fire, and to order the cutting out any electric current which may interfere with extinguishing of any fire.

Sec. 15. No person not a member of the city council or of the fire department or of the police department shall, without authority of some one of the officers of said departments, enter upon such part of any street, lane or alley, as is by the authority of the officers of either of said departments, roped off, barricaded, or plainly designated in any way for the use of the fire department, in extinguishing a fire, or for the protection of persons attending any fire.

Sec. 16. It shall be the duty of the chief engineer to inquire and examine into all buildings and other places where ashes, shavings or other combustible material may be collected and deposited, and at all times be watched in taking care for the removal of the same, whenever in his opinion, the same, if not removed or otherwise disposed of, will expose the city to danger of fire; and in such case, he shall direct the fire warden to cause the same to be removed or otherwise disposed of. It shall also be the duty of the chief engineer, when requested by two or more citizens representing that ashes or combustible materials are kept in any place in the city, in an insecure or illegal manner, or that funnels, flues, fire hearths or heating apparatus of any building in the city are insecure and dangerous, to make a personal examination of such place or building, and direct the fire warden to cause to be made any necessary changes, alterations or repairs.

Sec. 17. It shall be the duty of the chief engineer once each month during open weather and as often in freezing weather as may be necessary and within two days after each fire to examine into the condition of all hydrants (to see that they are in working order), engines, hose-cars, and all other fire apparatus and the houses owned and occupied by the fire department and take a general care and supervision of the same, and have the same in condition for immediate use; and he shall forthwith report to the city council any defects of the same and recommend all needed repairs, such defects and repairs to be made in the manner that may be ordered by the city council; he shall annually in the month of January report to the city council the amount of all the property belonging to the fire department, and the condition of the same, and report the number of members of each company, and the officers of the same, and all fires that have happened in the city during the year, the cause thereof, the amount of losses by each fire and the insurance on the property destroyed or damaged, so far as can be ascertained. He shall be held responsible for the discipline, good order, and the proper conduct of the whole department; he may temporarily suspend any member of the department, but shall forthwith report such suspension to the committee on fire department, and if said committee approve of suspension, said suspension shall remain effective until the next meeting of the city council.

No member shall receive pay during any suspension by the engineer or by the committee on fire department, unless so ordered by the city council. It shall be the duty of the chief engineer to make a report to the building inspector of all violations of any provisions of any ordinance of the city, establishing and fire regulations, and regulations of the fire department, and take a general care and supervision of the same, and have the same in condition for immediate use; and he shall forthwith report to the city council any defects of the same and recommend all needed repairs, such defects and repairs to be made in the manner that may be ordered by the city council; he shall annually in the month of January report to the city council the amount of all the property belonging to the fire department, and the condition of the same, and report the number of members of each company, and the officers of the same, and all fires that have happened in the city during the year, the cause thereof, the amount of losses by each fire and the insurance on the property destroyed or damaged, so far as can be ascertained. He shall be held responsible for the discipline, good order, and the proper conduct of the whole department; he may temporarily suspend any member of the department, but shall forthwith report such suspension to the committee on fire department, and if said committee approve of suspension, said suspension shall remain effective until the next meeting of the city council.

Sec. 18. The committee on fire department may make such rules for the government, discipline, and good order of the department, as may be expedient, subject to the approval of the city council, and not contrary to any state law or city ordinance.

Sec. 19. Subject to the approval of the city council the committee on fire department shall assign the members of the department to their respective companies, and shall designate such firemen as shall fill the position of captains, drivers, and any other officers in the companies; said officers, etc., shall perform such duties as may be prescribed in the ordinances and rules of the department.

Sec. 20. In case of an alarm of fire, it shall be the duty of the owner or person in charge of any building in any street in which the fire department apparatus is approaching, to move such animal or vehicle to the right or left of the center of the street without delay, so as to give such fire apparatus free and unobstructed passage to the fire; or if a street car, it shall be stopped until the fire apparatus has passed by.

Sec. 21. No person shall, without permission from the chief or an assistant engineer, drive or ride any animal or vehicle over or upon any hose or other apparatus of the fire department, or use the same for any purpose except as directed by the chief or an assistant engineer.

Sec. 22. The fire alarm telegraph in this city shall be considered as apparatus connected with the fire department, and shall be under the full control of the department as the apparatus commonly used by the fire department for the extinguishing of fires in the city.

Sec. 23. The superintendent of fire alarm telegraph shall have charge of all the electric line, instruments, batteries, battery room and supplies for the same; he shall keep the same in working order and for his purpose he shall have access to the instruments and apparatus wherever located; he shall see that all electric light and other wires are kept at a safe distance from the fire alarm circuit.

Sec. 24. Said superintendent or chief engineer shall inspect each fire alarm box and test the same as often as once in each month. He shall pull the boxes alternately and test the circuit daily or otherwise, as may be provided by regulations, and keep a record of his inspections and tests; he shall make sure that all apparatus is in perfect order immediately after severe storms.

Sec. 25. Said superintendent or chief engineer shall give such practical instructions to members of the department and to holders of alarm box keys as will tend to secure the proper care and operation of the apparatus.

Sec. 26. No person shall destroy, deface or in any way injure the fire alarm telegraph or any part thereof, or any of the appurtenances of the same, or shall interfere with or do anything to the same, so as to prevent or delay the proper or timely use thereof.

Sec. 27. No person shall open any alarm box connected with the fire alarm telegraph, except by the authority of and with the key furnished by an authorized officer of the department; nor shall any person cry out or ring in or cause to be given any false alarm of fire.

Sec. 28. Any person who shall wrongfully appropriate, use, take away, conceal or refuse or neglect to deliver up to an authorized officer of the city or of the fire department, organized under the provisions of this chapter, any property belonging to the city and used by or required for the use of said department, shall be punished by a fine of not less than five dollars nor more than fifty dollars.

Sec. 29. Any person who shall refuse to obey the orders of officers in command of fire or interfere with, obstruct, resist or abuse any member of the city government, or any officer or member of the fire department in any of the duties imposed under the provisions of this chapter, or who shall violate any provision of this chapter or any regulation, rule or order of the department, the penalty for which is not otherwise provided, shall be punished by a fine of not less than five dollars nor more than fifty dollars for each offense.

Any chief engineer, or any assistant engineer, or any police officer may forthwith without warrant, and take to a police station, any person so offending.

Sec. 30. It is hereby made the duty of all officers and members of the fire department and of all members of the police department to see that the provisions of this chapter are duly observed, and that all offenses against the same are promptly prosecuted.

Sec. 31. All money received or retained, less costs and expenses, by the city for fines imposed under the provisions of this chapter and which are not otherwise legally disposed of, together with all money received by gift or retained by the city or by any company in the city for the department for fines and forfeitures imposed upon the members of the department for violation of the regulations, rules and orders of the department, shall be appropriated by the city council for the benefit of the fire department, in such manner as said council may designate.

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How He Got His Start.

(Original.)

The other day I asked my friend Roper which one of the many stories I had heard as to how he got his start was true. He said they were all false and gave me the correct version as follows:

To tell the truth, my start was made for me. Twenty years ago I was working from place to place, beating my way between places by hanging myself up under a railroad train. One day I was caught deadheading it on a freight train, and the conductor allowed me to ride on provided I would man a brake. This led to my being permanently employed as brakeman.

One hot summer afternoon I was sitting on the brake wheel of one of the cars on my train, while the engine was tugging at a long line of cars loaded with grain with that short puff peculiar to a freight train. We were traversing long stretches of prairie land, with not a tree to protect us from the sun. The car before me was a dilapidated old fashioned one, with a door at the end. I noticed it especially, for it was unlike any other car on the train. While I was meditating as to how it had got mixed with newer cars I was astonished to see the door open a few inches and a man peer out cautiously. His caution was useless, for I was looking right at him. Throwing the door wide open, he revealed a car empty except of corn husks, which served as bedding, and a woman and several boys and girls, the oldest of whom was a bright eyed young girl of about twenty. I knew at once that by some ingenious method they had secured the car and were traveling as freight.

"Couldn't stand it," said the man, with a lugubrious smile. "We'd have suffocated without some air. Are you going to give us away?"

"Well," I said, "only the keenest sense of honesty would drive me to do so, seeing that I've done a lot of railroad beating myself. But I confess your scheme is bolder and more original than anything I've ever tried. How did you work it?"

"Got a friend in the elevator where the cars were loaded. I selected this car, the door being on the end and the bolts inside. My friend and I went with the agent when he sealed the cars, and we sealed this one for him. My family and the stores were all in at the time."

The man invited me down into the car, and his wife gave me a fine snack. There were cold ham and bread and butter, canned tomatoes and a big stone jug of water, though I confess the water was not very cool. But the principal thing in the car for me was the oldest daughter, just as pretty as a picture and with a smile that knocked me out the first time she brought it to bear on me. I stayed in the car, talking and laughing with them, till I heard a whistle for brakes, when I climbed for the wheel and pulled like a man with an uneasy conscience.

For the rest of the journey I kept an eye out for the passengers and more than once saved them from detection. During the ride one of the youngsters set up a howl while the train was stopped, and I managed to keep every railroad employee away from the car till we started on. When we got to the end of the route I kept watch, giving a signal for them to leave the car when there was no one about.

Being only a brakeman, I didn't see my way to keeping up the acquaintance, but I kept thinking of the daughter. One day five years after the famous ride I met her father on the street. He recognized me at once and put out his hand. He had changed very much in appearance, looking extremely prosperous. I didn't wonder at his prosperity, for any man with as much resource and ingenuity as he is bound to succeed at last. He asked me to come to see him at his office, which I did, and he took me into his employ. As soon as I could get some good clothes I went to the house and renewed my acquaintance with his family. They were living handsomely, but hadn't forgotten their days of poverty, for in the library hung a framed photograph of the car in which they had made their famous deadhead journey. The father had one day seen the car standing in a railroad yard, recognized it and had it photographed.

Not one of the family ever forgot my keeping their secret on that freight train, besides helping them out. The oldest girl had had several years of affluence in which to become used to the ways of tony people; but, although she had swelled young fellows coming to see her, I noticed that I was the only one to whom she gave any encouragement. Meanwhile I was being advanced by her father, who was growing rich very fast. So one day I asked him for his daughter, and he told me he couldn't keep her from me if he would and he wouldn't if he could. So in time we were married, he gave us a house, and we set up housekeeping for ourselves. Now I am the manager of the business and, as you know, quite comfortable. My wife is fond of the episode that introduced us, and on our wedding anniversaries we always drink to what we call the corn shuck car.

Roper having come to the end of his story, I remarked:

"I didn't know your father-in-law was ever reduced to such straits."

"He was, and if you'll examine the record of a number of men who have earned out fortunes from nothing you will find that many of them went through some such experience. It's the pick and inequity to tide over the sand bars that win in the end."

S. HUNTER HALSEY.

Netherlands Fisheries.

About 100,000 nets are in use during the herring season by the